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**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

THE STATE OF NEW JERSEY,
DEPARTMENT OF TREASURY, DIVISION
OF INVESTMENT,

Plaintiff,

v.

RICHARD S. FULD, JR., CHRISTOPHER M.
O'MEARA, JOSEPH M. GREGORY, ERIN
CALLAN, IAN LOWITT, DAVID
GOLDFARB, HERBERT H. MCDADE, III,
THOMAS RUSSO, MARK WALSH,
MICHAEL AINSLIE, JOHN F. AKERS,
ROGER S. BERLIND, THOMAS H.
CRUIKSHANK, MARSHA JOHNSON
EVANS, CHRISTOPHER GENT, ROLAND
A. HERNANDEZ, HENRY KAUFMAN,
JOHN D. MACOMBER, and ERNST &
YOUNG LLP,

Defendants.

Civil Action No. 3:09-cv-01629-AET-LHG

NOTICE OF APPEARANCE

To: The Clerk of the Court and All Counsel of Record

PLEASE TAKE NOTICE that the undersigned hereby appears as counsel of record for
Defendant Ernst & Young LLP.

PLEASE TAKE FURTHER NOTICE that the undersigned certifies that he is a member in good standing of the bar of this Court.

Respectfully submitted,

LATHAM & WATKINS LLP

By s/ David J. McLean
David J. McLean
Attorneys for Defendant
Ernst & Young LLP

Dated: April 8, 2009